

Exhibit “Q”

Part 1

DORFMAN, KNOEBEL & CONWAY, LLP

ATTORNEYS AT LAW

51 NORTH BROADWAY

BURTON I. DORFMAN
ROBERT S. KNOEBEL, JR.*
KEVIN T. CONWAY **

JOSEPH S. SCARMATO
DEBORAH A. QUINN

NYACK, NEW YORK 10960

(845) 353-3500

FAX

(845) 353-3529

130 WILLIAMS STREET
SUITE 710
NEW YORK, NEW YORK 10038

NO FAX OR SERVICE ACCEPTED

MEMBER NY & NJ BAR *
MEMBER NY, NJ & CT BAR **

January 15, 2007

Via facsimile and Express Mail:

BEAZER HOMES CORP.
275 Phillips Boulevard
Trenton NJ 08618

EV965167145US

Attention: Paul R. Schneier, Division President - Fax No.:(609)538-1899
Richard S. Israel, Esq., Division Counsel - Fax No.:(609)858-7415

Re: KG Cornwall, LLC w/Beazer Homes Corp.

Dear Messrs. Schneier and Israel:

This letter is being written to schedule a closing in the above-captioned matter. As you are aware more than forty-five (45) days have transpired following final site plan approval for one hundred (120) age restricted adult town house units pursuant to ¶4 of the Contract.

Enclosed herein please find the following documents:

1. Town of New Windsor Planning Board Resolution of Site Plan Approval;
2. Town of New Windsor Planning Board Negative Declaration Under SEQRA;
3. Town of New Windsor Town Board Special Permit for Senior Citizen Project;
4. Orange County Department of Health Approval of Backflow Prevention Devices;
5. Orange County Department of Health Approval of water main extension; and
6. Resolution of Town of New Windsor Town Board approving extension of SD#19.

Q

Paul R. Schneier, Division President
Richard S. Israel, Esq., Division Counsel
January 15, 2007
PAGE TWO

In addition, all conditions have been satisfied with the exception of Purchaser's obligations money in lieu of land, park land fees, guarantees and/or inspection escrows and bonding requirements(copies of which are enclosed) that are required by ¶15(d) of the Contract of Sale to file site plan.

Please make arrangements for the closing and to complete Purchaser's obligations pursuant to paragraph ¶15(d) of the Contract of Sale on or before February 5, 2007.

Very truly yours,

BURTON I. DORFMAN

BID:cz

enc.

DORFMAN, KNOEBEL & CONWAY, LLP

ATTORNEYS AT LAW

51 NORTH BROADWAY

NYACK, NEW YORK 10960

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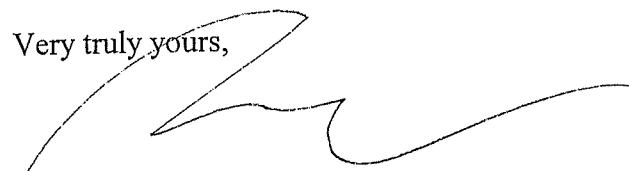
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January 15, 2007
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Very truly yours,

BURTON I. DORFMAN

BID:cz

enc.

TOWN OF NEW WINDSOR PLANNING BOARD

BENEDICT POND SITE PLAN

RESOLUTION OF SITE PLAN APPROVAL

(Application No. 02-30)

WHEREAS, by decision on May 5, 2004, the Town Board of the Town of New Windsor ("Town Board") adopted a resolution to approve the special use permit for the Benedict Pond Senior Citizen Project pursuant to Town of New Windsor Zoning Code §300-18; and

WHEREAS, pursuant to Town of New Windsor Zoning Code §300-18, a senior citizen project shall be allowed following site plan review by the Town Planning Board; and

WHEREAS, the applicant submitted an application for site plan review in connection with a proposal to construct a 120-unit age restricted multi-family development to be known as "Benedict Pond" to be located between Dean Hill Road, Riley Road and Mount Airy Road in the Town of New Windsor, Orange County, New York (the "Project"); and

WHEREAS, the applicant submitted a Long Environmental Assessment Form and submitted additional documentation based on the comments of the Town Engineer; and

WHEREAS, the Planning Board has determined that the applicable requirements of §300-86 of the New Windsor Zoning Law ("Zoning Law") relating to site plan review have been complied with; and

WHEREAS, the Town of New Windsor Planning Board has completed the SEQRA process in accordance with 6NYCRR Part 617; and

WHEREAS, the Planning Board conducted a public hearing on October 8, 2003, relating to the Project with proper public notice having been given under the Zoning Law, and the public was invited to, and did, provide public comments on the Project; and,

WHEREAS, the Planning Board has required and/or recommended numerous revisions to the Project site plan, and those changes are reflected in the final Project site plan; and

WHEREAS, the Planning Board has carefully considered and evaluated the Project taking into account all public comment heard at the above mentioned public hearing together with the factors and criteria set forth in §300-18 and §300-86 of the Zoning Law relating to site plan review and senior citizen housing; and

NOW, THEREFORE, BE IT RESOLVED, by the Planning Board as follows:

1. The site plan application is in compliance with the applicable requirements of §300-86 and §300-18 of the Zoning Law; and
2. The Planning Board grants site plan approval for the Project, subject to the following conditions, as well as any additional conditions imposed during the course of the meeting wherein this resolution is adopted, as may be outlined in the minutes of the Board:

- That the lot line change has been recorded and verified by the Attorney for the Planning Board.
- That the applicant should submit (to the Town Code Enforcement Officer) verification of the residency restriction in accordance with the Town's most recent requirements regarding the same.
- That the site plan be subject to approval of Extension No. 2 of Sewer District No. 19; such action necessarily taken by the Town Board.
- That the emergency access drive (immediately to the east of the clubhouse) be revised to reflect an emergency access drive equivalent to town private road standards, with a 20 ft. wide hinged and lockable gate across the same. "Fire Lane" signs shall be installed at the location as required by the Fire Inspector in the field.
- A note will be added to the plan (both the general notes and the stormwater plans) that requires that a prior phase be completed and stabilized to the Town's satisfaction before conducting any ground disturbance on the subsequent phase.
- A note will be added to the plan (both the general notes and the stormwater plans) that requires the offsite stormwater improvements to be completed at the initial start of site work.
- That, prior to stamp of approval, the plans must include the 911 numbering and street name assignments, as approved by the Fire Inspector.
- That the off-site drainage improvement plan (addressing stormwater discharge toward Riley Road including improvements on the MacCaster property), must be added to the final site plan set.
- That the applicant makes the agreed to off-site improvement contribution for upgrades to SPS #14 (near Mt. Airy Park) and SPS #12 (off Rt. 94 Vails Gate).
- That this site plan approval is subject to recording of the easement and/or dedication documents which were part of the Lot Line Change Application (No. 04-35).
- A corrected bond estimate must be submitted for this Site Plan in accordance with the Town Code. (also to include all off site improvements).
- That the final plans submitted be subject to the final review of the Engineer for the Planning Board, for conformance with these conditions and other requirements outlined by the Board during the course of the project review.

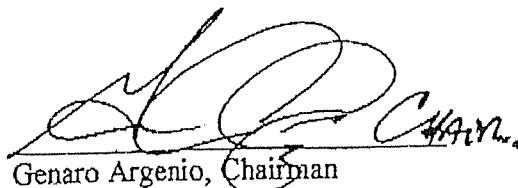
- That the applicant complies with any additional conditions for approval (if any), as may be outlined in the minutes of the Planning Board meeting of 9 August 2006.
- That the applicant pays all applicable fees.

3. The Planning Board authorizes the Planning Board Chairman, the Planning Board engineer and any other agents or representatives to take any steps or to do such things as are necessary or desirable to implement this Resolution.

Upon motion made by Member Minuta, seconded by Member Schlesinger, the foregoing Resolution was adopted as follows:

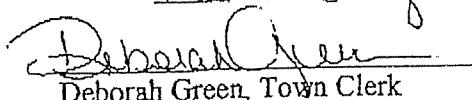
Member, Joseph Minuta	<input checked="" type="radio"/> Aye	Nay	Absent
Member, Howard Brown	<input checked="" type="radio"/> Aye	Nay	Absent
Member, Neil Schlesinger	<input checked="" type="radio"/> Aye	Nay	Absent
Member, Henry VanLeeuwen	Aye	Nay	Absent
Alternate Member, Daniel Gallagher	Aye	Nay	Absent
Alternate Member, Henry Scheible	<input checked="" type="radio"/> Aye	Nay	Absent
Chairman, Genaro Argenio	<input checked="" type="radio"/> Aye	Nay	Absent

Dated: 9 August 2006
New Windsor, New York



Genaro Argenio, Chairman

Filed in the Office of the Town Clerk on this 11th day of August, 2006.



Deborah Green, Town Clerk

**TOWN OF NEW WINDSOR PLANNING BOARD
BENEDICT POND SITE PLAN
NEGATIVE DECLARATION UNDER SEQR
(Application No. 02-30)**

WHEREAS, by decision on May 5, 2004, the Town Board of the Town of New Windsor ("Town Board") adopted a resolution to approve the special use permit for the Benedict Pond Senior Citizen Project pursuant to Town of New Windsor Zoning Code §300-18; and

WHEREAS, pursuant to Town of New Windsor Zoning Code §300-18, a senior citizen project shall be allowed following site plan review by the Town Planning Board; and

WHEREAS, the applicant submitted an application for site plan review in connection with a proposal to construct a 120-unit age restricted multi-family development to be known as "Benedict Pond" to be located between Dean Hill Road, Riley Road and Mount Airy Road in the Town of New Windsor, Orange County, New York (the "Project"); and

WHEREAS, the applicant submitted a Long Environmental Assessment Form and submitted additional documentation based on the comments of the Engineer for the Planning Board; and

WHEREAS, the Town of New Windsor Planning Board declared its intent to be lead agency in connection with the development of this property; and

WHEREAS, the Planning Board conducted a public hearing on October 8, 2003, relating to the Project with proper public notice having been given under the Zoning Law, and the public was invited to, and did, provide public comments on the Project; and,

WHEREAS, the Planning Board has carefully considered and evaluated the Project taking into account all public comment heard at the above mentioned public hearing together with the factors and criteria set forth in §300-18 and §300-86 of the Zoning Law relating to site plan review and senior citizen housing; and

WHEREAS, said development is an Unlisted action under SEQR. The Town Planning Board has reviewed the long Environmental Assessment Form (EAF), the site plan, public comment, and additional documentation concerning the proposed development and has thoroughly considered the criteria for determining significance set forth at 6 NYCRR Part 617.7(c); and

NOW, THEREFORE, BE IT RESOLVED, that this Board determines that the development of the subject property will not have a significant adverse impact on the environment. The Clerk is directed to file this Negative Declaration in accordance with the SEQR Regulations.

Upon motion made by Member Schlesinger, seconded by Member Scheible, the foregoing Resolution was adopted as follows:

Member, Joseph Minuta	<input checked="" type="radio"/> Aye	Nay	Absent
Member, Howard Brown	<input checked="" type="radio"/> Aye	Nay	Absent
Member, Neil Schlesinger	<input checked="" type="radio"/> Aye	Nay	Absent
Member, Henry Van Luewen	<input checked="" type="radio"/> Aye	Nay	Absent
Alternate Member, Daniel Gallagher	<input checked="" type="radio"/> Aye	Nay	Absent
Alternate Member, Henry Scheible	<input checked="" type="radio"/> Aye	Nay	Absent
Chairman, Genaro Argento	<input checked="" type="radio"/> Aye	Nay	Absent

Dated: 9 August 2006 New Windsor, New York

rk

Genaro Argentino, Chairman

Filed in the Office of the Town Clerk on this 11th day of August, 2006.

Deborah Green
Deborah Green, Town Clerk

TOWN OF NEW WINDSOR

SPECIAL PERMIT
PRESENTED TO

BENEDICT POND SENIOR CITIZEN PROJECT

CONSISTING OF 120 SENIOR CITIZEN UNITS IN ONE PHASE
LOCATED AT THE INTERSECTION OF MT. AIRY ROAD AND DEAN HILL ROAD, ALSO KNOWN AS
SECTION 65, BLOCK 1, LOTS 93 AND 94

ON THIS 5TH DAY OF MAY 2004

PURSUANT TO NEW WINDSOR LOCAL LAW

THIS SPECIAL PERMIT IS SUBJECT TO THE FOLLOWING BEFORE BUILDING PERMITS SHALL ISSUE:

1. SEWER CAPACITY ALLOCATION AGREEMENT AND CERTIFICATE
2. "OUTSIDE USER SEWER AGREEMENT" WITH A SINGLE HOOK-UP TO MUNICIPAL SEWER SYSTEM
3. WATER SERVICE BY NEW WINDSOR CONSOLIDATED WATER DISTRICT, THE PROJECT BEING IN
A WATER DISTRICT AND NOT REQUIRING A NEW WATER TRANSMISSION MAIN
4. NEW YORK STATE ATTORNEY GENERAL APPROVAL
5. PAYMENT OF \$250.00 FEE

AS APPROVED BY TOWN BOARD RESOLUTION MAY 5, 2004

PRESENTED BY:

GEORGE J. MEYERS, TOWN SUPERVISOR



Jean M. Hudson, M.D., M.P.H.

Commissioner of Health

124 Main Street

Goshen, New York 10524-2199

M.J. Schleifer, P.E.

Assistant Commissioner

Edward A. Diana
County Executive

Environmental Health

(845) 291-2331

Fax: (845) 291-4078

July 5, 2006

Tony Danza
535 High Mountain Rd.
No. Haledon, NJ 07508

Re:

Approval of plans for:
Backflow Prevention Devices
to serve Benedict Pond Dev./Clubhouse
T. New Windsor

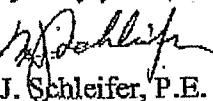
Dear Mr. Danza:

We have this day approved the plans submitted by Douglas W. Schmidt, P.E., for the above mentioned project.

Application for this project was duly made by you and received in this office on March 16, 2006.

We are enclosing a Certificate of Approval. A copy of the approved plans is being retained in our files and the remaining sets are being returned to your engineer.

Very truly yours,


M.J. Schleifer, P.E.
Assistant Commissioner

MJS/ajc 

cc: Engineer
 File

Enc.

waterapproval

BUREAU OF PUBLIC WATER SUPPLY PROTECTION
 FLANIGAN SQUARE
 547 RIVER STREET
 ROOM 400 - 4TH FLOOR
 TROY NY 12180-2216

Approval of Plans for Public Water Supply Improvement

This approval is issued under the provisions of 10 NYCRR, Part 5:

1. Applicant BENEDICT POND DEV	2. Location of Works (C, V, T) T. NEW WINDSOR	3. County ORANGE	4. Water District (Specific Area Served) T. NEW WINDSOR	
5. Type of Project <input type="checkbox"/> 1 Source <input type="checkbox"/> 2 Transmission		<input type="checkbox"/> 3 Pumping Units <input type="checkbox"/> 4 Chlorination	<input type="checkbox"/> 5 Fluoridation <input type="checkbox"/> 6 Other Treatment	<input type="checkbox"/> 7 Distribution <input type="checkbox"/> 8 Storage <input checked="" type="checkbox"/> 9 Other
Remarks: INSTALLATION OF ONE(1) WATTS MODEL 007QT 2" DOUBLE CHECK VALVE ASSEMBLY (DCVA) ON THE 2 SUPPLY LINE TO THE FIRE PROTECTION SYSTEM SERVING THE CLUBHOUSE BUILDING LOCATED IN THE BENEDICT POND DEVELOPMENT, T. NEW WINDSOR. INSTALLATION OF ONE (1) WATTS MODEL 007QT 2" DOUBLE CHECK VALVE ASSEMBLY (DCVA) ON THE SUPPLY LINE TO THE FIRE PROTECTION SYSTEM SERVING EACH OF THE THIRTY (30) RESIDENTIAL BUILDINGS LOCATED ON THE BENEDICT POND DEVELOPMENT.				

By initiating improvement of the approved supply, the applicant accepts and agrees to abide by and conform with the following:

- THAT the proposed works be constructed in complete conformity with the plans and specifications approved this day or approved amendments thereto.
- THAT the design professional certify to the Orange County Health Department and the Town of New Windsor Water Department that the above referenced backflow prevention devices were installed in accordance with the approved plans.
- THAT all backflow prevention devices be tested initially and annually thereafter by a New York State certified backflow prevention device tester with results of all tests reported to both the Orange County Health Department and the Town of New Windsor Water Department.

ISSUED FOR THE STATE COMMISSIONER OF HEALTH

JULY 5, 2006

Date

M.J. Scheifer P.E.
 Designated Representative
 M.J. SCHEIFER, P.E., ASSISTANT COMMISSIONER
 O.C. DEPT. OF ENV. HEALTH
 124 MAIN ST GOSHEN NY 10924

AB
 Name and Title (print)



nt 33 Filed 01/09/2008 Page

Jean M. Hudson, M.D., M.P.H.
Commissioner of Health
124 Main Street
Goshen, New York 10924-2199

M.J. Schleifer, P.E.
Assistant Commissioner

Edward A. Diana
County Executive

Environmental Health (845) 291-2331
Fax: (845) 291-4078

July 14, 2006

Danza Groups
535 High Mtn. Rd.
No. Haledon, NJ 07508

Re:
Approval of plans &
specifications for:
W.M. Ext. to serve
Benedict Pond @ New Windsor
T. New Windsor

Gentlemen:

We have this day approved the plans and specifications submitted by ENTEC, for the above mentioned project.

Application for this project was duly made by you and received in this office on September 13, 2004.

We are enclosing a Certificate of Approval. A copy of the approved plans and specifications is being retained in our files and the remaining sets are being returned to your engineer.

Very truly yours,

M.J. Schleifer
M.J. Schleifer, P.E.
Assistant Commissioner

MJS/ajc 

cc: Engineer
File

Enc.

waterapproval

BUREAU OF PUBLIC WATER SUPPLY PROTECTION
 FLANIGAN SQUARE
 547 RIVER STREET
 ROOM 400 - 4TH FLOOR
 TROY NY 12180-2216

Approval of Plans for Public Water Supply Improvement

This approval is issued under the provisions of 10 NYCRR, Part 5:

1. Applicant	2. Location of Works (C, V, T)	3. County	4. Water District (Specific Area Served)
BENEDICT POND @ NEW WINDSOR (DANZA GROUP)	T. NEW WINDSOR	ORANGE	NEW WINDSOR WD#13

5. Type of Project

<input type="checkbox"/> 1 Source	<input type="checkbox"/> 3 Pumping Units	<input type="checkbox"/> 5 Fluoridation	<input checked="" type="checkbox"/> 7 Distribution
<input type="checkbox"/> 2 Transmission	<input type="checkbox"/> 4 Chlorination	<input type="checkbox"/> 6 Other Treatment	<input type="checkbox"/> 8 Storage
			<input type="checkbox"/> 9 Other

Remarks:

INSTALLATION OF 6083 L.F. OF 8" DIAMETER. CLASS 350 D.I. WATERMAIN, HYDRANTS, VALVES & ASSOCIATED APPURTENANCES TO SERVE A 120 - 2 BEDROOM AGE RESTRICTED TOWNHOUSE (CONDOMINIUM) PROJECT KNOWN AS BENEDICT POND @ NEW WINDSOR. LINES TO REMAIN PRIVATE.

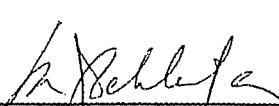
By initiating improvement of the approved supply, the applicant accepts and agrees to abide by and conform with the following:

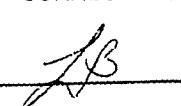
- THAT the proposed works be constructed in complete conformity with the plans and specifications approved this day or approved amendments thereto.

ISSUED FOR THE STATE COMMISSIONER OF HEALTH

JULY 14 2006

Date


 _____, P.E.
 Designated Representative
 M.J. SCHLEIFER, P.E., ASSISTANT COMMISSIONER
 O.C. DEPT. OF ENV. HEALTH
 124 MAIN ST., GOSHEN NY 10924



 Name and Title (print)

General

6. Type of Ownership		<input checked="" type="checkbox"/> 68 Private - Other	<input type="checkbox"/> 1 Authority	<input type="checkbox"/> 30 Interstate
<input type="checkbox"/> Municipal	<input type="checkbox"/> Commercial	<input type="checkbox"/> Private - Institutional	<input type="checkbox"/> 19 Federal	<input type="checkbox"/> 40 International
<input type="checkbox"/> Industrial	<input type="checkbox"/> 9 Water Works Corp.	<input type="checkbox"/> 26 Board of Education	<input type="checkbox"/> 20 State	<input type="checkbox"/> 18 Indian Reservation
7. Estimated Total Cost		240	8. Population Served	
\$355,280			9. Drainage Basin	
10. Federal Aid Involved?		<input type="checkbox"/> 1 Yes	11. WSA Project?	
		<input checked="" type="checkbox"/> 2 No	<input type="checkbox"/> 1 Yes	
			<input checked="" type="checkbox"/> 2 No	

Source N/A

12. <input type="checkbox"/> Surface Name _____ Class _____		13. Est. Source Development Cost	
<input type="checkbox"/> Ground Name _____ Class _____			
14. Safe yield	15. Description		
GPD			

Treatment N/A

16. Type of Treatment		<input type="checkbox"/> 1 Aeration	<input type="checkbox"/> 4 Sedimentation	<input type="checkbox"/> 7 Iron Removal	<input type="checkbox"/> 10 Softening
		<input type="checkbox"/> 2 Microstrainers	<input type="checkbox"/> 5 Clarifiers	<input type="checkbox"/> 8 Chlorination	<input type="checkbox"/> 11 Corrosion Control
		<input type="checkbox"/> 3 Mixing	<input type="checkbox"/> 6 Filtration	<input type="checkbox"/> 9 Fluoridation	<input type="checkbox"/> 12 Other
17. Name of Treatment Works	18. Max. Treatment Capacity	19. Grade of Plant Operator Req.		20. Est. Cost	
	GPD				

21. Description

22. Type of Project		23. Type of Storage	N/A	24. Est. Distribution Cost
<input type="checkbox"/> 1 Cross Connection	<input type="checkbox"/> 3 Transmission	Elevated _____	Gals.	
<input checked="" type="checkbox"/> 2 Interconnection	<input type="checkbox"/> 4 Fire Pump C12	Underground _____	Gals.	\$355,280

25. Anticipated Distribution

System Demand: Avg. 14,400 GPD Max. 18,000 GPD

26. Designed for fire flow?

 1 Yes 2 No

27. Description

INSTALLATION OF 6083 LF OF 8" DIAMETER. CLASS 350 D.I. WATERMAIN. HYDRANTS. VALVES & ASSOCIATED APPURTENANCES TO SERVE A 120-2 BEDROOM AGE RESTRICTED TOWNHOUSE (CONDOMINIUM) PROJECT KNOWN AS BENEDICT POND @ NEW WINDSOR. LINES TO REMAIN PRIVATE.